

IN THE SUPREME COURT OF THE STATE OF MONTANA  
NO. DA 09-0322

PLAINS GRAINS LIMITED PARTNERSHIP, a Montana limited  
partnership; et al.,

Plaintiffs and Appellants,

v.

BOARD OF COUNTY COMMISSIONERS OF CASCADE  
COUNTY, the governing body of the County of Cascade, acting  
by and through Peggy S. Beltrone, Lance Olson and Joe Briggs,

Defendants and Appellees,

and

SOUTHERN MONTANA ELECTRIC GENERATION and  
TRANSMISSION COOPERATIVE, INC.; the ESTATE OF  
DUANE L. URQUHART; MARY URQUHART; SCOTT  
URQUHART; and LINDA URQUHART,

Intervenors and Appellees/Cross-Appellants.

FILED

SEP 25 2009

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

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**ORDER GRANTING MOTION TO FILE OVER-LENGTH BRIEF**

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Upon motion by Appellants for leave to file an over-length combined response  
and reply brief, and good cause appearing, now therefore,

IT IS HEREBY ORDERED that the Appellants may file a written combined  
response and reply brief addressing the issues on appeal and cross-appeal, including  
the issue of mootness raised in both SME's appeal and motion to dismiss.

IT IS FURTHER ORDERED that Appellants combined brief shall not exceed  
10,000 words.

DATED this 25th day of Sept, 2009.

  
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SUPREME COURT JUSTICE

cc: Alan F. McCormick  
Brian Hopkins  
Gary M. Zadick/Mary K. Jaraczski  
Roger M. Sullivan/John F. Lacey  
Elizabeth A. Best